

House Bill 189

By: Representatives Lucas of the 139th and Coleman of the 144th

A BILL TO BE ENTITLED
AN ACT

To amend Chapter 8 of Title 33 of the Official Code of Georgia Annotated, relating to insurance fees and taxes, so as to provide that the Commissioner of Insurance under certain circumstances shall perform early distribution of certain county and municipal insurance taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 8 of Title 33 of the Official Code of Georgia Annotated, relating to insurance fees and taxes, is amended by striking subsection (g) of Code Section 33-8-8.1, relating to county and municipal taxation of life insurance companies, and inserting in its place a new subsection (g) to read as follows:

"(g) On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute the taxes imposed by counties and municipal corporations which are actually remitted to and collected by the Commissioner. On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute any delinquent taxes actually collected by the Commissioner for a previous year, exclusive of any interest or penalty on such delinquent taxes, which delinquent taxes have not previously been distributed. Upon request of a county or municipal corporation which is experiencing cash flow difficulties due to unusual circumstances, the Commissioner shall accelerate the distribution of taxes and delinquent taxes to such local government to the maximum extent deemed practical by the Commissioner."

SECTION 2.

Said chapter is further amended by striking paragraph (5) of subsection (b) of Code Section 33-8-8.2, relating to county and municipal taxation of insurance companies other than life insurance companies, and inserting in its place a new paragraph (5) to read as follows:

“(5) On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute the taxes imposed by counties and municipal corporations which are actually remitted to and collected by the Commissioner. On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute any delinquent taxes actually collected by the Commissioner for a previous year, exclusive of any interest or penalty on such delinquent taxes, which delinquent taxes have not previously been distributed. Upon request of a county or municipal corporation which is experiencing cash flow difficulties due to unusual circumstances, the Commissioner shall accelerate the distribution of taxes and delinquent taxes to such local government to the maximum extent deemed practical by the Commissioner.”

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.